

**MENOMINEE TRIBAL LEGISLATURE – RECESSED REGULAR  
FEBRUARY 21, 2011  
MENOMINEE TRIBAL OFFICE BOARD ROOM  
KESHENA, WI 54135  
4:30 P.M.**

**MEMBERS PRESENT:**

Randal Chevalier, Tribal Chairman  
Myrna R. Warrington  
Rebecca A. Alegria  
Craig A. Corn  
Lisa S. Waukau  
Bruce J. Pecore  
Orman D. Waukau Jr.  
David A. Miller  
Laurie A. Boivin

**1. Call to Order – Roll Call.**

Chairman Chevalier called the recessed meeting to order at 4:30 P.M. Roll Call was taken with a quorum present.

**14. Management Team Reports.**

**MOTION BY REBECCA ALEGRIA TO ACCEPT THE MANAGEMENT TEAM REPORTS FOR THE PERIOD BEGINNING JANUARY 12, 2011 AND ENDING FEBRUARY 10, 2011. SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**15. Travel Authorization Requests.**

**MOTION BY MYRNA WARRINGTON TO APPROVE TRAVEL AUTHORIZATION REQUESTS FOR NUMBER ONE (1) THE 25<sup>TH</sup> ANNUAL RESERVATION ECONOMIC SUMMIT FOR LISA WAUKAU AND BRUCE PECORE. (MARCH 14-17, 2011 IN LAS VEGAS, NV) SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 6 FOR, 2 OPPOSED (ALEGRIA & BOIVIN), 0 ABSTENTIONS, AND 0 ABSENT.**

**PLEASE NOTE:** Legislator Boivin qualified her opposition as follows: *"Mr. Chairman the travel is specific and we haven't reestablished our Committee's and Board's at this time, and I'm also a little concerned with the budget situation right now too."*

**Legislator Alegria qualified her opposition as follows:** *"I don't know who is gonna be on the Economic Development Board for this upcoming year, and the other reason is because it is a Trade Fair."*

**MOTION BY MYRNA WARRINGTON TO APPROVE THE 2011 NCAI EXECUTIVE COUNCIL WINTER SESSION FOR TRIBAL CHAIRPERSON CHEVALIER AND A FEMALE ASO. (FEBRUARY 28 – MARCH 2, 2011 IN WASHINGTON, DC) SECOND WAS MADE BY LAURIE BOIVIN. *THE MOTION IS DEFEATED*: 3 FOR, 5 OPPOSED (ALEGRIA, CORN, L. WAUKAU, PECORE, & O. WAUKAU), 0 ABSTENTIONS, AND 0 ABSENT.**

**PLEASE NOTE:** Legislator Warrington qualified her vote as follows: *"I feel that I think we need to be cognizant of our budget here sending all of these people here it's gonna cost several thousand dollars, and I think our Management Team needs to be learning about those types of things more so."*

**Legislator D. Miller qualified his vote as follows:** *"I'd just like to say that I think getting our Legislator's up and running there or so. We're gonna make it look like it's too much old schooled, and these guys were elected to sit on this Legislature, and should be aware of the opportunities and the issues that are out there rather than just take what is discussed here at this table."*

**Legislator Boivin did not qualify her vote.**



**MOTION BY LISA WAUKAU THAT WE AUTHORIZE CHAIRMAN CHEVALIER, LEGISLATOR CORN, AND LEGISLATOR ORMAN WAUKAU TO ATTEND THE 2011 NATIONAL CONGRESS OF AMERICAN INDIANS EXECUTIVE COUNCIL WINTER SESSION FEBRUARY 28 – MARCH 2, 2011 IN WASHINGTON, DC. SECOND WAS MADE BY REBECCA ALEGRIA. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**PLEASE NOTE:** Legislator Warrington qualified her vote as follows: *"same thing we gotta be cognizant of our budget."*

Legislator Boivin qualified her vote as follows: *"I supported the defeated motion."*

Legislator's Alegria, Corn, L. Waukau, Pecore, O. Waukau, And D. Miller did not qualify the vote.

**MOTION BY LISA WAUKAU THAT WE AUTHORIZE LEGISLATOR BRUCE PECORE, LEGISLATOR REBECCA ALGERIA, AND LEGISLATOR ORMAN WAUKAU TO ATTEND THE STATE OF THE TRIBE'S ADDRESS ON TUESDAY, MARCH 8, 2011 IN MADISON, WI. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**16. Other Business: Matters of an Immediate Nature That Cannot Wait Until the Next Meeting.**

**MOTION BY DAVID MILLER FOR APPROVAL OF THE THREE ITEMS LISTED UNDER OTHER BUSINESS (1. APPOINT INTERIM MIGA BOARD CHAIRPERSON; 2. APPROVAL FOR MENOMINEE CIRCLES NON-MEMBERS ACCESS TO TRIBAL LANDS; & 3. MENOMINEE TRIBAL LEGISLATURE DIRECTORY). SECOND WAS MADE BY CRAIG CORN. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**1) Appoint Interim MIGA Board Chairperson;**

**MOTION BY REBECCA ALEGRIA TO RE-APPOINT LEGISLATOR MYRNA WARRINGTON AS INTERIM CHAIR OF MENOMINEE INDIAN GAMING AUTHORITY (MIGA) BOARD. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 5 FOR, 3 OPPOSED (BOIVIN, L. WAUKAU, & PECORE), 0 ABSTENTIONS, AND 0 ABSENT.**

**PLEASE NOTE:** Legislator Boivin qualified her opposition for the record as follows: *"I'm opposed, because it sets a new precedent we have not done any Interim Chairmanships for any Boards or Committee's that I can recall since I've been sitting on the Legislature."*

Legislator Waukau qualified her opposition for the record as follows: *"same as Legislator Boivin."*

Legislator Pecore qualified his opposition for the record as follows: *"same thing for me."*

**2) Approval for Menominee Circles Non-Members Access to Tribal Lands; &**

This was a moot issue, because the request was for today. In addition, Legislator's requested additional information regarding the Menominee Circles and what their rules are in the community. They also requested that any future requests be made well in advance.

**3) Menominee Tribal Legislature Directory.**

Chairman Chevalier requested to have the Legislature approve this directory, because of the confidential personal information listed on the directory that was previously sent to everyone via email. He stated that it was filled out without asking permission first, and it had his previous address listed and the cell phone number is incorrect, because he would like



the Chairman's cell phone listed on the directory. He requested that Tribal members call him only on the Chairman's cell phone.

Legislator's discussed utilizing the Chairman's cell phone, because that is the same number that is handed down on a yearly basis to every Chairman. Legislator's also agreed that the Chairman's staff should double check with each Legislator yearly as to what information they would like listed on the directory before sending to Departments/Offices/Email, etc.

In regards to Chairman Chevalier's phone number it was agreed that his phone number would not be listed on the directory for everyone, but only for the Chairman's Office and Legislator's. Legislator David Miller requested to put his post office box number on the directory and do not use his physical address as well.

**17. Resolution No. 11-\_\_ Authorized Signatories for Official Documents Required to Carry-Out the Daily Business of the Menominee Indian Tribe of Wisconsin.**

**MOTION BY REBECCA ALEGRIA TO APPROVE RESOLUTION NO. 11-01 AUTHORIZED SIGNATORIES FOR OFFICIAL DOCUMENTS REQUIRED TO CARRY-OUT THE DAILY BUSINESS OF THE MENOMINEE INDIAN TRIBE OF WISCONSIN, WAIVE THE READING, AND AUTHORIZE RANDAL CHEVALIER, TRIBAL CHAIRMAN AND THE TRIBAL SECRETARY TO SIGN WITH CORRECTIONS. SECOND WAS MADE BY ORMAN WAUKAU. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**18. Resolution No. 11-\_\_ Enrollment Approval (April 1, 2010 – June 30, 2010).**

Legislator Pecore requested that the Enrollment Committee submit their meeting minutes with the Resolutions as well, so that the Legislature can thoroughly review the confidential information for accuracy.

The Legislature questioned why they have to return the confidential information after it's been approved by the Legislature, and if some Legislators have resentments on certain individuals if there are criminal charges brought up in that regards.

Legislator Warrington stated once the Legislature approves the quarterly reports that should be all that is required, and they need to have trust in the Enrollment Committee.

**MOTION BY DAVID MILLER TO APPROVE MENOMINEE TRIBAL LEGISLATURE TRIBAL RESOLUTION NO. 11-02 ENROLLMENT APPROVAL, WAIVE THE READING, AND AUTHORIZE THE SIGNATURES. (APRIL 1, 2010 – JUNE 30, 2010) SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 1 ABSTENTION (PECORE), AND 0 ABSENT.**

**PLEASE NOTE: Legislator Pecore did not qualify his abstention.**

**19. Resolution No. 11-\_\_ Descendant Register (April 1, 2010 – June 30, 2010).**

Legislator Warrington stated the resolution that was submitted is incorrect, because states that the Tribal Legislature is approving the descendants to be on the Tribal Rolls. They are not on the Tribal Rolls, and should be listed on the descendant registry.

**MOTION BY LAURIE BOIVIN TO *TABLE* TRIBAL RESOLUTION NO. 11-03 DESCENDANT REGISTER (APRIL 1, 2010 – JUNE 30, 2010). SECOND WAS MADE BY MYRNA WARRINGTON.**

The Legislature requested that the deceased, relinquished, and terminated members should be included with the Enrollment Approvals, and the Descendant Register.



**THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

20. Resolution No. 11-\_\_ Enrollment Approval (July 1, 2010 – September 30, 2010).

**MOTION BY CRAIG CORN TO APPROVE MENOMINEE TRIBAL RESOLUTION NO. 11-04 ENROLLMENT APPROVAL (JULY 1, 2010 – SEPTEMBER 30, 2010), WAIVE THE READING, AND AUTHORIZE THE CHAIRMAN AND SECRETARY TO SIGN. SECOND WAS MADE BY LAURIE BOIVIN. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

21. Resolution No. 11-\_\_ Descendant Register (July 1, 2010 – September 30, 2010).

**MOTION BY LAURIE BOIVIN TO *TABLE* DESCENDANT REGISTER TRIBAL RESOLUTION NO. 11-05 FOR THE SAME REASON. (JULY 1, 2010 – SEPTEMBER 30, 2010). SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

22. Resolution No. 11-\_\_ Enrollment Approval (October 1, 2010 – December 31, 2010).

**MOTION BY REBECCA ALEGRIA TO APPROVE MENOMINEE TRIBAL RESOLUTION NO. 11-06 ENROLLMENT APPROVAL, WAIVE THE READING, AND AUTHORIZE THE CHAIRMAN AND SECRETARY TO SIGN. (OCTOBER 1, 2010 – DECEMBER 31, 2010) SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

23. Resolution No. 11-\_\_ Descendant Register (October 1, 2010 – December 31, 2010).

**MOTION BY MYRNA WARRINGTON TO *TABLE* (TRIBAL RESOLUTION NO. 11-07 DESCENDANT REGISTER (OCTOBER 1, 2010 – DECEMBER 31, 2010)). SECOND WAS MADE BY LAURIE BOIVIN. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

24. Resolution No. 11-\_\_ Membership to National Indian Gaming Association.

**MOTION BY MYRNA WARRINGTON TO APPROVE RESOLUTION NO. 11-08 MEMBERSHIP TO NATIONAL INDIAN GAMING ASSOCIATION, WAIVE THE READING, AND AUTHORIZE THE SIGNATURES. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

25. Resolution No. 11-\_\_ Tribal Government NCAI Membership.

**MOTION BY CRAIG CORN TO APPROVE RESOLUTION NO. 11-09 TRIBAL GOVERNMENT NCAI MEMBERSHIP, AND AUTHORIZE SIGNATURES, WAIVE THE READING WITH THE CORRECTIONS. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

26. Resolution No. 11-\_\_ Membership Inter-Tribal Timber Council.

**MOTION BY MYRNA WARRINGTON TO APPROVE RESOLUTION NO. 11-10 MEMBERSHIP INTERTRIBAL TIMBER COUNCIL, WAIVE THE READING, AND APPROVE SIGNATURES WITH CORRECTIONS. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**



**27. 10-Day Waiver Request(s).**

There was no 10-day waiver request(s) made at this time.

**28. 1<sup>ST</sup> Consideration of Amendment to Ordinance No. 80-30 – Canceling Residential Lease Request.**

**MOTION BY REBECCA ALEGRIA TO APPROVE 1<sup>ST</sup> CONSIDERATION OF MENOMINEE TRIBAL LEGISLATURE AMENDMENT TO ORDINANCE NO. 80-30 CANCELING RESIDENTIAL LEASE REQUEST AND SEND IT TO PUBLIC HEARING ON MARCH 3, 2011 AT 4:30 P.M. SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**29. 1<sup>ST</sup> Consideration of Amendment to Ordinance No. 83-05 Comprehensive Land Use & Natural Resource Plan.**

Legislators questioned the 10-day waiver policies, because what would happen if the 10 day waiver timeline had expired before reaching this Legislative table. Another question was the transfer of land amongst family members that are not aware of the transfer of land. Another question posed was if the sale of land is from a tribal member to a tribal member that never comes to the Tribal Legislature.

Attorney Kussel that they are not supposed to come to the Legislature for approval, but they have been coming for approval. Legislators felt that if it's a sale from tribal member to tribal member it doesn't need to come here.

**MOTION BY LISA WAUKAU TO APPROVE THE FIRST READ OF THE AMENDMENT TO ORDINANCE NO. 83-05 (COMPREHENSIVE LAND USE & NATURAL RESOURCE PLAN), AND SEND IT TO PUBLIC HEARING ON MARCH 3, 2011 AT 4:30 P.M. SECOND WAS MADE BY BRUCE PECORE. *THE MOTION IS DEFEATED*: 3 FOR, 4 OPPOSED (BOIVIN, CORN, D. MILLER, & WARRINGTON), 1 ABSTENTION (O. WAUKAU), AND 0 ABSENT.**

**PLEASE NOTE:** Legislator Alegria qualified her vote as follows: *"I voted in favor of sending this to Public hearing, and I really wanted some more communication and more public comment on this issue I wanted to hear from the people."*

**Legislator L. Waukau qualified her vote as follows:** *"it's in the best interest of the Tribe that we have a Comprehensive Land Use and Natural Resource Plan on the books."*

**Legislator O. Waukau qualified his abstention as follows:** *"I heard some comments from Myrna that some old documentation that could be brought forth to us to help us make a decision."*

**30. 1<sup>ST</sup> Consideration of Repeal of Tribal Ordinance No. 06-29 Communications Protocol.**

**MOTION BY BRUCE PECORE TO *TABLE* 1<sup>ST</sup> CONSIDERATION OF MENOMINEE NATION MENOMINEE TRIBAL LEGISLATURE REPEAL OF TRIBAL ORDINANCE NO. 06-29 COMMUNICATIONS UNTIL WE RECEIVE A FULL PACKET. SECOND WAS MADE BY REBECCA ALEGRIA. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**31. 1<sup>ST</sup> Consideration of Amendment to Ordinance No. 10-20 – Fiscal Year 2011 Tribal Budget.**

**MOTION BY LISA WAUKAU TO APPROVE THE 1<sup>ST</sup> CONSIDERATION OF AMENDMENT TO ORDINANCE NO. 10-20 FISCAL YEAR 2011 TRIBAL BUDGET, AND SEND IT TO PUBLIC HEARING ON MARCH 3, 2011 AT 4:30 P.M. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**



32. 1<sup>ST</sup> Consideration of Ordinance No. 11-01 – Residential Lease Request.

MOTION BY REBECCA ALEGRIA TO APPROVE 1<sup>ST</sup> CONSIDERATION OF MENOMINEE TRIBAL ORDINANCE NO. 11-01 RESIDENTIAL LEASE REQUESTS AND SEND TO PUBLIC HEARING ON MARCH 3, 2011 AT 4:30 P.M. SECOND WAS MADE BY LISA WAUKAU. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

33. 1<sup>ST</sup> Consideration of Ordinance No. 11-02 – Recreational Lease Requests.

MOTION BY REBECCA ALEGRIA TO APPROVE 1<sup>ST</sup> CONSIDERATION OF ORDINANCE NO. 11-02 RECREATIONAL LEASE REQUESTS AND SEND IT TO PUBLIC HEARING ON MARCH 3, 2011 AT 4:30 P.M. SECOND WAS MADE BY CRAIG CORN. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

34. 1<sup>ST</sup> Consideration of Ordinance No. 11-03 – Menominee Tribal Housing Limited Partnership # 7.

MOTION BY REBECCA ALEGRIA TO APPROVE 1<sup>ST</sup> CONSIDERATION OF ORDINANCE NO. 11-03 RESIDENTIAL LEASE REQUESTS (*MENOMINEE TRIBAL HOUSING LIMITED PARTNERSHIP # 7*) AND SEND IT TO PUBLIC HEARING ON MARCH 3, 2011 AT 4:30 P.M. SECOND WAS MADE BY CRAIG CORN. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

35. 1<sup>ST</sup> Consideration of Ordinance No. 11-04 – Menominee Tribal Housing Limited Partnership # 8.

MOTION BY LAURIE BOIVIN TO APPROVE 1<sup>ST</sup> CONSIDERATION OF MENOMINEE NATION MENOMINEE TRIBAL LEGISLATURE ORDINANCE NO. 11-04 MENOMINEE TRIBAL HOUSING LIMITED PARTNERSHIP # 8, (*MENOMINEE TRIBAL HOUSING LIMITED PARTNERSHIP # 8*) AND SEND TO PUBLIC HEARING ON MARCH 3, 2011 AT 4:30 P.M. SECOND WAS MADE BY REBECCA ALEGRIA. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

36. Final Approval of Ordinance No. 10-36 Menominee Nation Cemetery Ordinance.

MOTION BY BRUCE PECORE TO APPROVE MENOMINEE NATION ORDINANCE NO. 10-36 MENOMINEE NATION CEMETERY ORDINANCE. SECOND WAS MADE BY LISA WAUKAU. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 1 ABSTENTION (CORN), AND 0 ABSENT.

PLEASE NOTE: Legislator Corn qualified his abstention as follows: *"I just wasn't comfortable voting on it not hearing all of the concerns and comments that have come along with it."*

37. *As per LRP 5.03 – EXECUTIVE SESSION:* (A) Legal – 1) Menominee Nation News Cash Receipts & Accounts Receivable Audit Report; 2) Approval of Attorney Contract; 3) Approval of Menominee Casino Resort Contract – GLITC Meeting; 4) Grocery Store Project/MIEDA Board Updates; & 5) MTE – BIA MATTER; (B) Personnel & (C) Gaming – 1) Kenosha Project Update; & 2) MIGA Board Updates.

PLEASE NOTE: *All Executive Session matters were handled at the Regular meeting of the Menominee Tribal Legislature, which was held on Thursday, February 17, 2011.*

38. Resolution No. 11-\_\_\_ Approval of Attorney Contract (McElroy, Meyer, Walker, and Condon, P.C.)

There was no motion made after coming out of Executive Session to approve this Resolution.

**39. Adjournment.**

**MOTION BY LAURIE BOIVIN/LISA WAUKAU TO ADJOURN. THE MOTION CARRIED: 8 FOR, 0  
OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.**

**PLEASE NOTE:** *Recording Clerk, Linda Peters recorded the meeting.*

Meeting recessed at 6:57 P.M.

Respectfully submitted by;



Debra A. Bowman, Transcriber

**EXECUTIVE SECRETARY, CHAIRMAN'S OFFICE**